

IN THE MATTER OF:

Case No. 11-21089 MDM

DAVID J. NEUMANN
KATHRYN M. NEUMANN,
Debtors.

CHAPTER 13

MOTION FOR APPROVAL OF INTERIM ATTORNEY FEES
AS ADMINISTRATIVE EXPENSE

Now comes Hanson & Payne, LLC, (the “Applicant”), counsel to the debtors in these Chapter 13 proceedings, and hereby applies to the Court pursuant to 11 U.S.C. §§ 330 and 331, Rule 2016 of the Federal Rules of Bankruptcy Procedures, for an Order approving the attorney fees for services rendered and reimbursement of expenses in the following amounts as an administrative expense of the estate, which represent actual and necessary services rendered and expenses incurred during the pendency of the Chapter 13 proceeding. In support hereof, Applicant shows as follows:

1. Applicant is a law firm with its principal place of business located at 740 N. James Lovell St., Milwaukee, Wisconsin 53233.
2. Applicant is the attorney for the debtors in the above referenced Chapter 13 case.

Applicant has rendered services for the debtors with respect to representing the debtors relative to claims that have been filed, resolving issues relative to proposing a feasible Chapter 13 Plan, and dealing with many variable issues concerning a very complex

Document Prepared By:

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Chapter 13 case. An itemized listing of the above-referenced services is attached hereto as **Exhibit A** and incorporated herein by reference.

3. Performance of all legal services for the debtors was necessary herein and required the assistance of an attorney.
4. All of the services provided by the Applicant, including, but not limited to those described in paragraph 2, above, were necessary and of benefit to the debtors and the estate.
5. All professional services for which compensation is requested were performed by the Applicant, for or on behalf of the debtors and the estate, and not on behalf of any other person.
6. No agreement exists for the sharing of compensation with any party other than the Applicant for or in connection with this case.
7. Applicant performed services at the rate of \$275.00 per hour for attorney time, and \$95.00 per hour for law clerk/paralegal time, and such rates were the normal rate of Applicant for services of this nature at the time that the services were performed. The Applicant seeks 36 hours of attorney time, and 5.1 hours of law clerk/paralegal time. In addition, Applicant has incurred or will incur un-reimbursed costs in the amount of \$126.15 relative to photocopy charges and postage. Accordingly, the Applicant is requesting allowance of its interim fees in this case in the amount of \$6,156.15.
8. Prior to this application, the total attorney fee previously approved by the court was \$0.00. The Applicant received \$2,000.00 from the debtors prior to the filing of the case with the balance of the fees to be paid through the debtors' plan. The Applicant has been paid \$1,500.00 by the Chapter 13 trustee through the Plan. Accordingly, the Applicant

has been paid \$3,500.00 thru the date of this application. The Applicant is requesting an allowance of fees/costs in this case in the amount of \$2,530.00 for fees, plus \$126.15 for costs, with the balance that remains owing to be paid through the plan \$2,656.15 through December 2, 2014.

Wherefore, the Applicant prays that an order be entered approving the attorney's fees of the Applicant in the amount of \$6,030.00 and approving costs in the amount of \$126.15, for a total allowance of \$6,156.15, and directing the trustee to pay the balance of such claim as an administrative expense of the estate, and granting such other relief as is just and meet.

Respectfully submitted this 23rd day of December, 2014.

HANSON & PAYNE LLC

/s/ Dayten P. Hanson
Dayten P. Hanson
State Bar No. 1018968
Attorney for Debtor

P.O. Address:

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dph@hansonpayne.com

PREBILL WORKSHEET

CLIENT:

David & Kathryn Neumann
N25 W22463 Ridgewood Ln.
Waukesha, Wisconsin 53186

☐ Prepare Bill ☐ Bill with noted modifications
☐ Flat Bill at \$ _____
☐ Hold Bill ☐ Apply Trust (see below)
☐ Apply Total Amount in Trust to bill.
☐ Apply \$ _____ in Trust to bill.
☐ Do not apply Trust to next bill.
☐ See additional instructions/notes below

RE: Neumann, David & Kathryn - Chapter 13

Int. Lwyr:

Resp.Lwyr.: JR

Client ID: 4077

Matter ID: 4077-001

Run Date: 12/23/14

Bill to Date: 12/23/14

Bill Type: No Quote

Disbursement Option:

Previous Balance:	\$3,584.00
Payments on Prev. Bal.:	\$3,584.00
Balance Forward + Int.:	\$3,584.00
Trust Retainer Bal:	\$0.00
Gen Retainer Bal:	\$0.00

NOTES FROM FILE:**OTHER NOTES:****TIMEKEEPER SUMMARY**

DPH	3.40	935.00
CMJ	31.90	8,772.50
JR	0.70	192.50
KN	0.10	9.50
CLH	0.10	9.50
PARA	4.90	450.50

TIME & FEE ENTRIES FOR NEXT BILL

of time/fees: 89

Date	Ent #	Tkpr.	Description	Hours	Rate	Amount
12.28.10	121992	CMJ	Telephone call from Kathryn Neumann re bankruptcy and business.	0.30	\$275.00	82.50
01.03.11	122188	CMJ	Run credit report. Review bank statements, pay stubs and list of creditors. Prepare CMI and Schedule D and F.	1.50	\$275.00	412.50
01.04.11	122202	CMJ	E-mail correspondence with Kathryn Neumann	0.20	\$275.00	55.00
01.05.11	237534	CMJ	Telephone call to Kathryn Neumann returning her call. Telephone call from Kathryn Neumann re payments to creditors	0.40	\$275.00	110.00
01.06.11	122219	CMJ	E-mail correspondence with Kathryn Neumann re draft of CMI. Telephone call to Kathryn Neumann re Chapter 7 versus Chapter 13.	0.70	\$275.00	192.50
01.07.11	122227	CMJ	E-mail from Kate re tax refund. Review loan documents. E-mail correspondence with clients re loan and tax refund and payment. E-mail from Dave re loan documents.	0.60	\$275.00	165.00

EXHIBIT A

01.14.11	237535	CMJ	Telephone call from Kathryn Neumann re student loans and payments to creditors. Review issues relating to student loans.	0.70	\$275.00	192.50
01.18.11	122609	CMJ	Review issues relating to dischargeability of career training loan. E-mail from Kate re blog on career training loan. E-mail from Dave re accreditation.	1.20	\$275.00	330.00
01.20.11	122942	CMJ	Telephone call to Kathryn Neumann re attorney fee and career training loan.	0.20	\$275.00	55.00
01.25.11	123224	CMJ	Telephone call from Kathryn Neumann re filing timeline. Review file to check status. Prepare Chapter 13 Retainer Agreement. Prepare draft of Chapter 13 plan.	1.00	\$275.00	275.00
01.26.11	123237	CMJ	E-mail correspondence with clients re draft of schedules.	0.10	\$275.00	27.50
	123274	PARA	Entered information into schedules	1.50	\$85.00	127.50
01.27.11	123256	CMJ	Prepare Chapter 13 plan and amend budget. E-mail from Kate re draft of schedules. Update Schedule F. Review issues relating to payments to elderly parents.	1.70	\$275.00	467.50
	123259	CMJ	Telephone call to Kathryn Neumann re meeting.	0.10	\$275.00	27.50
01.28.11	123362	CMJ	Meeting to sign schedules. Finalize schedules. File case.	1.60	\$275.00	440.00
01.31.11	123713	CMJ	Review and revise Chapter 13 plan. E-mail correspondence with clients re revised plan.	0.60	\$275.00	165.00
02.01.11	124390	CMJ	Review and revise Chapter 13 Plan. Prepare additional plan provisions. E-mail correspondence with clients re Chapter 13 plan.	0.60	\$275.00	165.00
02.03.11	124458	CMJ	E-mail correspondence with trustee re documents.	0.20	\$275.00	55.00
02.17.11	125836	CMJ	Review proof of claim submitted by Wells Fargo. Review issues relating to description of security interest. E-mail from Dave re questions. E-mail correspondence with Dave re same.	0.80	\$275.00	220.00
02.21.11	125931	CMJ	Review letter from Wells Fargo. Conference with Ben re objection to proof of claim. E-mail correspondence with Kathryn and David Neumann re options for proof of claim.	0.60	\$275.00	165.00
02.23.11	126179	CMJ	Letter to clients re order for payment.	0.30	\$275.00	82.50
03.01.11	127103	CMJ	Telephone call from Kathryn Neumann re secured claim of Wells Fargo. E-mail from Kate re support payments.	0.20	\$275.00	55.00
03.02.11	127123	CMJ	Review and revise notice and motion to modify plan.	0.30	\$275.00	82.50
	127519	PARA	Filed Notice and Motion to Modify Plan with the Court. Mailed out Notice and Motion to all creditors. Prepared and filed Affidavit of Mailing with the Court.	1.00	\$95.00	95.00
03.08.11	127769	CMJ	E-mail from Wells Fargo re security interest. E-mail correspondence with Wells Fargo re amended plan.	0.20	\$275.00	55.00
03.09.11	127964	CMJ	E-mail from Wells Fargo re secured claim. E-mail correspondence with 'Kathryn Neumann' re secured claim of Wells Fargo.	0.20	\$275.00	55.00
03.10.11	127991	CMJ	Attendance at 341 meeting.	0.80	\$275.00	220.00
03.15.11	128257	CMJ	Review and revise current monthly income. E-mail correspondence with clients re questions.	0.60	\$275.00	165.00
03.22.11	128664	CMJ	Review and revise CMI. E-mail correspondence with clients re paystubs.	0.40	\$275.00	110.00
03.24.11	128679	CMJ	Review correspondence from client. Update CMI. E-mail correspondence with clients re amended B22C. Telephone call from Kathryn Neumann re amended Form B22C.	1.00	\$275.00	275.00
03.25.11	128683	CMJ	Prepare Amended B22C. Review and revise Schedules I and J. E-mail from Kate re paystubs. E-mail correspondence with clients re B22C. E-mail correspondence with trustee re paystubs. E-mail correspondence with clients re budget. E-mail correspondence with David Griffieon re secured claim of Wells Fargo.	1.10	\$275.00	302.50

03.30.11	129163	CMJ	Review and revise budget. E-mail correspondence with clients re budget and Form B22C. Prepare notice and motion to modify Ch. 13 plan.	0.70	\$275.00	192.50
04.01.11	129179	CMJ	E-mail correspondence with clients re documents.	0.10	\$275.00	27.50
04.05.11	129298	CMJ	Review 2010 tax returns. E-mail correspondence with trustee re tax returns. Prepare amended SOFA. E-mail correspondence with clients re same.	0.50	\$275.00	137.50
04.06.11	129603	CMJ	E-mail from Rebecca Garcia re adjourned 341. E-mail correspondence with 'Rebecca Garcia' re expenses on B22C and proof. E-mail correspondence with clients re adjourned 341. Telephone call from Kathryn Neumann re e-mail. E-mail correspondence with clients re child care. Review and revise notice and motion to modify plan.	1.00	\$275.00	275.00
04.07.11	129627	CMJ	Review Chapter 13 plan. Review and revise Notice and Motion to Modify Plan. E-mail from Kate re child care payments.	1.00	\$275.00	275.00
04.12.11	130277	CMJ	Review notice and motion to modify plan. E-mail correspondence with clients re motion to modify plan.	0.40	\$275.00	110.00
04.13.11	130601	PARA	Letter to clients regarding requirement to complete course in personal financial management.	0.10	\$95.00	9.50
04.14.11	130430	CMJ	E-mail from Kate re taxes. E-mail correspondence with clients re taxes and amended budget.	0.30	\$275.00	82.50
04.19.11	130546	CMJ	Finalize notice and motion to modify plan.	0.10	\$275.00	27.50
04.20.11	130635	CMJ	E-mail correspondence with clients re adjourned 341. E-mail from Kate re questions. E-mail to client re plan and taxes. E-mail from Dave re Sallie Mae. E-mail from Kate re recent paystub. E-mail from Dave re recent paystub. E-mail correspondence with clients re amended budget.	0.80	\$275.00	220.00
	130616	PARA	Filed Motion to Modify Plan with the Court. Mailed notice to all creditors. Prepared and filed Affidavit of Mailing.	1.50	\$95.00	142.50
04.21.11	130698	CMJ	E-mail correspondence with clients re proof of claim by IRS. E-mail from client re surrender of Green Bay property.	0.20	\$275.00	55.00
04.22.11	131014	CMJ	Letter to State Collection Service and Tri-State Adjustment re violation of stay. Prepare Affidavit of Mailing. Prepare change of address forms for creditors. Review letter from IRS re tax refund for 2009.	0.80	\$275.00	220.00
04.25.11	131020	CMJ	E-mail correspondence with clients re signed documents.	0.10	\$275.00	27.50
05.03.11	131320	CMJ	E-mail correspondence with 'Rebecca Garcia' re adjourned 341 meeting. E-mail from Rebecca Garcia re B22C information. E-mail correspondence with 'Rebecca Garcia' re B22C.	0.30	\$275.00	82.50
05.04.11	131913	CMJ	E-mail from Rebecca Garcia re Lanning adjustment. Conference with Ben re means test issues. E-mail correspondence with 'Rebecca Garcia' re income and taxes. E-mail correspondence with 'Rebecca Garcia' re 341 for Neumann. E-mail from Rebecca Garcia re increased expenses. E-mail from Rebecca Garcia re adjourned date.	0.70	\$275.00	192.50
05.05.11	131923	CMJ	Prepare Lanning adjustment to Form B22C. E-mail correspondence with Wells Fargo re amended proof of claim. E-mail correspondence with clients re bank statements. E-mail correspondence with 'Rebecca Garcia' re Lanning adjustment. E-mail from Kate re bank statements. Review bank statements.	1.20	\$275.00	330.00
05.06.11	131933	CMJ	E-mail correspondence with 'Rebecca Garcia' re bank statements.	0.10	\$275.00	27.50
05.17.11	132368	CMJ	Prepare Affidavit of No Objection to Motion to Modify Plan.	0.20	\$275.00	55.00
05.23.11	132505	CMJ	E-mail correspondence with 'Rebecca Garcia' re adjourned 341 meeting.	0.10	\$275.00	27.50
05.25.11	132695	CMJ	E-mail from Rebecca Garcia re adjourned 341.	0.10	\$275.00	27.50
06.07.11	134428	PARA	Letter to clients regarding signatures needed on B23 forms.	0.20	\$95.00	19.00

06.09.11	133969	CMJ	E-mail from Kate Neumann re inquiry on Sallie Mae and proof of claims. Conference with Dayten re proof of claim.	0.30	\$275.00	82.50
06.10.11	133983	CMJ	E-mail correspondence with 'Kate Neumann' re proof of claim filed by Sallie Mae. E-mail from Kate re question on claim. E-mail correspondence with clients re non- dischargeability of student loans.	0.50	\$275.00	137.50
06.15.11	134409	CMJ	E-mail from Jack Zaharopoulos re claims filed. Telephone call to Hon. Pamela Pepper re objection to claim. Prepare objection to claim. File same with court. E-mail correspondence with clients re objection to claim. E-mail correspondence with Wells Fargo re amended proof of claim.	0.70	\$275.00	192.50
06.16.11	134659	CMJ	Review issues relating to qualified education loan.	1.00	\$275.00	275.00
07.05.11	135027	CMJ	E-mail from Kate Neumann re case status.	0.10	\$275.00	27.50
07.06.11	135017	CMJ	E-mail correspondence with 'Jack Zaharopoulos' re proofs of claim. E-mail correspondence with 'Kate Neumann' re status.	0.20	\$275.00	55.00
07.19.11	136690	CMJ	Hearing on the debtors' objection to claim #11. Prepare order sustaining objection.	0.80	\$275.00	220.00
07.25.11	137426	CMJ	E-mail correspondence with clients re hearing on objection.	0.10	\$275.00	27.50
08.03.11	138225	CMJ	E-mail from Matt Rogers re inquiry from trustee.	0.10	\$275.00	27.50
08.04.11	138216	CMJ	E-mail correspondence with trustee re student loan payments.	0.10	\$275.00	27.50
08.08.11	138240	CMJ	E-mail correspondence with 'Kate Neumann' re confirmation of plan.	0.10	\$275.00	27.50
02.14.12	151083	CMJ	Telephone call to Kathryn Neumann re vehicle and mortgage status.	0.30	\$275.00	82.50
03.22.12	153632	CMJ	E-mail correspondence with Kathryn Neumann re correspondence from Grays.	0.10	\$275.00	27.50
06.18.12	159419	CMJ	E-mail from Kate Neumann re budget and new job. E-mail correspondence with 'Kate Neumann' re plan.	0.20	\$275.00	55.00
08.31.12	164217	CMJ	Letter to clients re case status.	0.20	\$275.00	55.00
10.17.12	166771	CMJ	Letter to clients re motion for RFS.	0.20	\$275.00	55.00
02.11.13	187409	DPH	Review motion for RFS, schedules and case status report. email correspondence with Neumann, Kathryn regarding insurance on vehicle and motion for relief from. Process for hard copy letter.	0.30	\$275.00	82.50
	187413	DPH	Call from client. Discuss consumer protection issues and insurance.	0.20	\$275.00	55.00
	235890	DPH	Review statute regarding attorney fees, insurance, and replevin.	0.30	\$275.00	82.50
02.17.13	187467	DPH	Review file regarding status. Letter to Petitjean regarding 9011 sanctions. E-mail correspondence with Petitjean, John with attached letter.	0.20	\$275.00	55.00
	187468	DPH	E-mail correspondence with Neumann, Kathryn regarding request for attorney fees.	0.10	\$275.00	27.50
02.18.13	187487	DPH	Telephone call to Petitjean, John regarding settle car as full settlement.	0.20	\$275.00	55.00
	187491	DPH	Work on stipulation.	0.50	\$275.00	137.50
02.20.13	187501	DPH	E-mail correspondence with Petitjean, John regarding status on the stipulation.	0.10	\$275.00	27.50
02.21.13	187503	DPH	Review and respond to email regarding motion to lift stay.	0.10	\$275.00	27.50
06.17.13	186695	KN	Review e-mail from Kathryn Neumann / forward to Dayten	0.10	\$95.00	9.50
01.21.14	237536	DPH	Review correspondence from client. Review case status report	0.30	\$275.00	82.50

			and Order confirming plan. E-mail correspondence with Neumann, Jr., David regarding may need a new car.			
02.13.14	208120	DPH	Review plan, letter from trustee, Schedules, and claims. Call to client.	0.40	\$275.00	110.00
	208121	DPH	Call to client regarding possible plan modification and student loan issue.	0.40	\$275.00	110.00
02.14.14	210212	JR	Draft notice and request to modify Ch. 13 plan.	0.20	\$275.00	55.00
04.22.14	215413	JR	Review plan and trustee status website in relation to correspondence received from trustee.	0.20	\$275.00	55.00
	214922	CLH	Email to Kathryn Neumann - re - sending 2012 and 2013 copies of tax returns to Ch. 13 trustee	0.10	\$95.00	9.50
05.05.14	217262	PARA	Pulled documents for Dayten's review. Reviewed correspondence from Trustee.	0.30	\$95.00	28.50
06.20.14	220558	PARA	Started draft of Notice and Request to Modify Chapter 13 Plan.	0.30	\$95.00	28.50
08.22.14	226641	JR	Draft notice and request to modify Ch. 13 plan.	0.30	\$275.00	82.50
12.02.14	237540	DPH	Prepare objection to motion to dismiss.	0.30	\$275.00	82.50

HARD AND SOFT COSTS ON NEXT BILL

of Disbs:

4

03/02/11						23.60
128377	X0363	Photocopy Charge for 3/2/11 Mailings - Notice and Motion to Modify Chapter 13 Plan				25.96
128376	X0364	Postage for 3/2/11 Mailings - Notice and Motion to Modify Chapter 13 Plan				34.50
04/20/11						42.09
131175	X0366	Photocopy Charge for 4/20/11 Mailings - Notice and Motion to Modify Chapter 13 Plan				
131176	X0367	Postage for 4/20/11 Mailings - Notice and Motion to Modify Chapter 13 Plan				

TOTALS

Total Time, Fees, Recoveries and Disbursements	\$10,495.65
Total plus previous balance	\$10,495.65
Interest Owing: (if any)	\$0.00
Interest Rate:	0.00% %
Total Due plus interest (if any)	\$10,495.65
Client New Trust Balance (see trust activity below)	\$0.00
Client Credit/General Retainer Balance	\$0.00